



**THE ISLAND REGULATORY AND  
APPEALS COMMISSION**

Prince Edward Island  
Île-du-Prince-Édouard  
CANADA

**Docket P-6-1A  
Order PW09-012**

**IN THE MATTER** of an application by  
Irving Energy Distribution and Marketing for a  
decrease of 4.5 cents per litre in its propane  
pricing schedule.

**BEFORE THE COMMISSION**

on Friday, the 13th day of March, 2009

Maurice Rodgerson, Chair  
Brian McKenna, Vice-Chair  
Chester MacNeill, Commissioner

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# Order

Compared and Certified a True Copy

(Sgd) *Faye Weeks*

Technical and Regulatory  
Services Division

**IN THE MATTER** of an application by Irving Energy Distribution and Marketing for a decrease of 4.5 cents per litre in its propane pricing schedule.

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# Order

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**UPON** receiving the application of Irving Energy Distribution and Marketing ("Irving") on March 12, 2009 for a decrease of 4.5 cents per litre in all prices in its propane pricing schedule based on decreased costs;

**AND UPON** it appearing to the Commission that the prices resulting from a decrease of 4.5 cents per litre in Irving's propane pricing schedule are just and reasonable;

**NOW THEREFORE**, pursuant to the *Island Regulatory and Appeals Commission Act* and the *Petroleum Products Act*,

## IT IS ORDERED THAT

1. the maximum propane prices charged by Irving Energy Distribution and Marketing, effective 12:01 a.m. on Sunday, March 15, 2009, be in accordance with Appendix "A" to this Order, and shall remain in effect until otherwise ordered by the Commission; and
2. the prices approved herein shall appear on all invoices covering sales or deliveries of propane.

**DATED** at Charlottetown, Prince Edward Island, this 13th day of March, 2009.

### BY THE COMMISSION:

(Sgd) Maurice Rodgerson

Maurice Rodgerson, Chair

(Sgd) Brian McKenna

Brian McKenna, Vice-Chair

(Sgd) Chester MacNeill

Chester MacNeill, Commissioner

**NOTICE:****Section 58 of the *Petroleum Products Act* reads as follows:**

**58.** *Where any person has the status of a party or is an intervenor in any hearing before the Commission, he is entitled*

*(a) to appeal the decision of the Commission to the Appeal Division; and*

*(b) to participate as a party in the hearing of an appeal.*

*and an appeal shall be on a question of law or jurisdiction only and be governed by section 13 of the Island Regulatory and Appeals Commission Act.*

**Sections 13.1 (1) and (2) of the *Island Regulatory and Appeals Commission Act* provide as follows:**

*13.(1) An appeal lies from a decision or order of the Commission to the Appeal Division of the Supreme Court upon a question of law or jurisdiction.*

*(2) The appeal shall be made by filing a notice of appeal in the Supreme Court within twenty days after the decision or order appealed from and the Civil Procedure Rules respecting appeals apply with the necessary changes.*

**APPENDIX "A"****IRVING ENERGY DISTRIBUTION AND MARKETING****MAXIMUM PRICES EFFECTIVE MARCH 15, 2009****PRINCE EDWARD ISLAND**

<b>CATEGORY</b>	<b>CENTS PER LITRE</b>
<b>Carburation and Portable cylinders</b>	<b>77.2</b>
<b>Bulk Propane Delivery – Maximum Price</b>	<b>73.1</b>
<b>Dispensing Units</b>	<b>67.1</b>

**Carburation Cylinders Handling Fee:**

33 lb. portable cylinder \$3.00 per cylinder

**Yearly Rental on Cylinders and Tanks:**

100 lb. portable cylinder	\$36.00
200 lb. fixed cylinder	\$30.00 per installation
420 lb. fixed cylinder	\$69.00 per installation
334 gallon fixed tank	\$60.00 per installation
500 gallon fixed tank	\$110.00 per installation
1,000 gallon fixed tank	\$180.00 per installation
1,750 gallon fixed tank	\$250.00 per installation
2,000 gallon fixed tank	\$250.00 per installation

**Service Rates – Installation Charges:**

All installations will be charged on the basis of time and materials used.  
Time will be figured on the inclusion of travel time and shop time where applicable.